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RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

E-Pass Technologies, Inc.

Plaintiff(s)

v.

PalmOne, Inc., PalmSource, Inc. and Handspring,
Inc.

Defendant(s)

CASE NUMBER

C-04-0528 DLJ

SUBSTITUTION OF ATTORNEY

E-Pass Technologies, Inc.

☒ Plaintiff ☐ Defendant ☐ Other

hereby substitutes Kelly W. Cunningham, Esq., of Cislo & Thomas LLP

who is

☒ Retained Counsel ☐ Court Appointed Counsel ☐ Pro Per 1333 2nd Street, Suite 500

Santa Monica, CA 90401

(310) 451-0647

(310) 394-4477

186,229

as attorney of record in the place and stead of Mark S. Dosker, Esq.

Squire, Sanders & Thompson LLP

Dated: 1-11-08

[Signature]
Signature of Party

Dated: 1/11/08

[Signature]
Signature of Present Attorney, Mark S. Dosker, Esq.

I am duly admitted to practice in this District.

Dated: 1-10-08

[Signature]
Signature of New Attorney, Kelly W. Cunningham, Esq.

Substitution of Attorney is hereby ☒ Approved. ☐ Denied.

Dated: Jan 10, 2008

[Signature]
United States District Judge / Magistrate Judge

SUBSTITUTION OF ATTORNEY

PROOF OF SERVICE

The undersigned certifies and declares as follows:

I, Mary Ann Dimapasoc, am employed in the County of San Francisco, State of California. I am over the age of 18 and not a party to the within action; my business address is One Maritime Plaza, Suite 300, San Francisco, California, 94111-3492.

On January 11, 2008, I served a true and correct copy of the following documents:

1. E-Pass Technologies, Inc. Substitution of Attorney

on the interested parties in this action as follows:

EDWARD SIKORSKI, ESQ. JOHN ALLCOCK, ESQ. DLA PIPER RUDNICK GRAY CARY US LLP 401 B STREET, SUITE 2000 SAN DIEGO, CA 92101-4297 COUNSEL FOR DEFENDANTS 3COM, INC., PALM, INC., PALMONE, INC. AND HANDSPRING, INC.	M. ELIZABETH DAY, ESQ. SAL LIM, ESQ. VINCENT S. LAM, ESQ. DLA PIPER RUDNICK GRAY CARY 2000 UNIVERSITY AVENUE EAST PALO ALTO, CA 94303-2248 COUNSEL FOR DEFENDANTS 3COM, INC., PALM, INC., PALMONE, INC. AND HANDSPRING, INC.
WILLIAM J. BOHLER, ESQ. MADISON C. JELLINS, ESQ. SUSAN C. MOON, ESQ. JULIE J. HAN, ESQ. TOWNSEND & TOWNSEND & CREW 379 LYTTON AVENUE PALO ALTO, CA 94301 COUNSEL FOR DEFENDANTS VISA INTERNATIONAL SERVICE ASSOCIATION AND VISA U.S.A., INC.	MARK D. ROWLAND, ESQ. ANDREW T. OLIVER, ESQ. ROPES & GRAY LLP 525 UNIVERSITY AVENUE, SUITE 300 PALO ALTO, CA 94301 COUNSEL FOR DEFENDANT PALMSOURCE, INC.

☒ **By U.S. Mail.** I am "readily familiar" with the firm's practice of collection and processing correspondence for mailing. Under that practice the mail would be deposited with U.S. postal service on that same day with postage thereon fully prepaid. I am aware that on motion of the party served, service is presumed invalid of postal cancellation date or postage meter date is more than one day after date of deposit for mailing in affidavit.

Executed on January 11, 2008, at San Francisco, California.

I declare under penalty of perjury that the above is true and correct.

Mary Ann Mendoza


(Signature)

PROOF OF SERVICE